Amendments to the Claims:

The listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Original) A method for providing packet-based tandem free operation (TFO) in a telecommunications system having at least a first network element, a third network element, and a second network element positioned between the first and third network elements, the method comprising:

monitoring packets sent from the first network element to the third network element to identify a TFO request message;

monitoring packets sent from the third network element to the first network element to identify a TFO acknowledgement message from the third network element in response to the TFO request message;

sending a substitute TFO acknowledgement message from the second network element to the first network element if no TFO acknowledgement message is identified from the third network element; and

establishing a TFO call leg between the first and second network elements and establishing a non-TFO call leg between the second and third network elements after sending the substitute TFO acknowledgement message from the second network element.

2. (Original) The method of claim 1 further comprising:

determining whether a timeout period has elapsed without identifying the TFO acknowledgement message from the third network element; and

sending the substitute TFO acknowledgement message from the second network element only if the timeout period has elapsed.

3. (Original) The method of claim 2 further comprising starting the timeout period after identifying the TFO request message.

4. (Original) The method of claim 3 further comprising setting the timeout period to a predefined period of time prior to starting the timeout period.

5. (Original) The method of claim 3 wherein the second network entity is a media gateway.

6. (Original) The method of claim 1 wherein the TFO call leg includes the use of enhanced TFO (eTFO).

7. (Original) The method of claim 1 further comprising establishing a non-TFO call if no TFO request message is identified.

8. (Original) The method of claim 1 further comprising establishing an end-to-end TFO call if a TFO acknowledgement message is identified from the third network element.

9. (Original) A method for providing packet-based tandem free operation (TFO) in a telecommunications system having at least a first media gateway positioned between a first device configured for TFO capability and a second device not configured for TFO capability, the method comprising:

monitoring packets sent from the first device to the second device to identify a TFO request, wherein the monitoring is performed by the media gateway;

monitoring packets sent from the second device to the first device to identify a TFO acknowledgement sent in response to the TFO request, wherein the monitoring is performed by the media gateway;

sending a substitute TFO acknowledgement from the media gateway to the first device if no TFO acknowledgement is identified from the second device; and

establishing a first leg between the first device and the media gateway using TFO and establishing a second leg between the media gateway and second device without using TFO after sending a TFO acknowledgement from the media gateway.

10. (Original) The method of claim 9 further comprising: determining whether a timeout period has elapsed without identifying the TFO acknowledgement from the second device; and sending

the TFO acknowledgement from the media gateway only if the timeout period has elapsed.

11. (Original) The method of claim 10 further comprising starting the timeout period after identifying the TFO request.

12. (Original) The method of claim II further comprising setting the timeout period to a predefined period of time prior to starting the timeout period.

13. (Original) The method of claim 9 further comprising establishing a non-TFO call if no TFO request is identified.

14. (Original) The method of claim 9 further comprising establishing an end-to-end TFO call if the substitute TFO acknowledgement is identified from the second device.

15. (Previously Presented) A system for providing packet-based tandem free operation (TFO), the system comprising:

a first media gateway coupled to a Base Station Controller (BSC) having TFO capabilities and a network entity not capable of supporting TFO;

wherein the first media gateway includes:

monitoring packets sent from the BSC to the network entity to identify a TFO request;

monitoring packets sent from the network entity to the BSC to identify a TFO acknowledgement sent in response to the TFO request;

sending a substitute TFO acknowledgement from the first media gateway to the BSC if no TFO acknowledgement is identified from the network entity; and

establishing a first leg between the BSC and the first media gateway using TFO and establishing a second leg between the first media gateway and the network entity without using TFO.

16. (Original) The system of claim 15 further comprising at least a first mobile switching center coupled to the first media gateway.

17. (Previously Presented) The system of claim 15 further comprising: determining whether a timeout period has elapsed without identifying the TFO acknowledgement from the network entity; and sending the TFO acknowledgement from the first media gateway only if the timeout period has elapsed.

18. (Original) The system of claim 15 further comprising establishing a non-TFO call if no TFO request is identified.

19. (Previously Presented) The system of claim 15 further comprising establishing an end-to-end TFO call if the substitute TFO acknowledgement is identified from the network entity.

20. (Currently Amended) The system of claim 15 further comprising:

a second media gateway positioned between the first media gateway and the network entity;

wherein second media gateway includes:

monitoring packets sent from the first media gateway to the network entity to identify a TFO request;

monitoring packets sent from the network entity to the first media gateway to identify a TFO acknowledgement;

sending a substitute TFO acknowledgement from the second media gateway to the first media gateway if no TFO acknowledgement is identified from the network entity; and

establishing a ~~first~~ third leg between the first and second media gateways using TFO and establishing a ~~second~~ fourth leg between the second media gateway and the network entity without using TFO after sending a TFO acknowledgement from the second media gateway.

21. (Original) A system for providing packet-based tandem free operation (TFO), the system comprising:

a first network element configured to include TFO capabilities;

a second network element not configured to include TFO capabilities;

at least a third network element positioned between the first and second network elements and configured to channel communications between the first and second network elements;

means for monitoring packets sent from the first network element to the second network element during call setup to identify a TFO request message;

means for establishing a non-TFO call if no TFO request message is identified;

means for monitoring packets sent from the second network element to the first network element to identify a TFO acknowledgement message;

means for establishing a TFO call between the first and second network entities if a TFO acknowledgement message is identified from the second network element;

means for sending a substitute TFO acknowledgement message from the third network element to the first network element if no TFO acknowledgement message is identified from the second network element; and

means for establishing a TFO call leg between the first and third network elements and establishing a non-TFO call leg between the second and third network elements after sending a TFO acknowledgement message from the third network element.

22. (Original) The method of claim 21 further comprising: determining whether a timeout period has elapsed without identifying the TFO acknowledgement message from the second network element; and sending the TFO acknowledgement message from the third network element only if the timeout period has elapsed.